REMARKS/ARGUMENTS

The Applicant acknowledges, with thanks, the office action dated January 23, 2008. Claims 25-40 are currently pending.

Claims 25-40 were rejected under 35 U.S.C. §112, first paragraph, as failing to comply with the written description requirement. Claims 25-40 were rejected under 35 U.S.C. §112, second paragraph, as being indefinite for failing to particularly point out and distinctly claim the subject matter which Applicant regards as the invention. No art rejections remain.

In the initial rejection, the Examiner found no clear antecedent for setting a counter relative to initiation of a new session. The Examiner directed attention to page 5 of the subject specification, which teaches:

> The session tracking application determines if this is a new session for this web site or if another browser window has accessed the web site. If it is determined that this is new session, then the session identification information is generated to identify the session by any suitable means. A counting means associates an [sic] counter with the session identification information by any suitable means and *the counter is set to one* to show that one browser is associated with the session. The session identification and the counter are stored in the session table in the storage medium. *If it is determined that this not a new session, but that the web site has already been accessed from another browser window, the counter for the session is incremented by one for this additional browser* by any suitable means. The session identification and the updated counter information are stored in the session table in the storage medium.

See, Specification, page 5, lines 1-11 (emphasis added). From the emphasized text in the quote, above, it is evident that upon a first detection of new session, the counter is "set to one." It is respectfully submitted that this provides clear antecedent for initiating a counter to an opening value, e.g., the value "one" in the quoted embodiment. The claim language therefore finds clear antecedent. The Examiner has no offered art that teaches any starting value for a counter, one or otherwise. Given the clear support in the specification for the chosen language and the absence of any applied art that may read on the chosen language, the limitation is respectfully submitted to be proper.

Next, the Examiner found no clear antecedent relative to a comparison of counter values to the set opening value. The Examiner's attention is drawn to a disclosed embodiment which teaches the following:

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1) A new browser session sets a counter value to 1 showing that one browser is associated with the session (page 5, lines 2-6);

2) The counter value is incremented to correspond to each additional, related browser session (page 5, lines 7-10);

3) The counter value is decremented for unload event of a related browser session (page 5, lines 25-28);

4) When no open browsers are associated with the session, it is terminated (page 6, lines 1-5).

From the forgoing, it is to be appreciated that the number of open browser sessions are tested, which testing is relative to a counter value. In the representative embodiment, when no related sessions remain, the number of open sessions will be zero, relative to the initial counter value of 1. Amendment to claims 25 and 33 has been made to render more clearly the relationship of the counter value relative to the initial value. As amended, both claims include limitation reflective of relative values and of the testing.
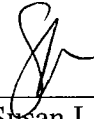
Claims 25 and 33 were rejected relative to use of "unload event." The Examiner concluded that, since some unload may not trigger a termination of session. It is respectfully noted while some unload events may indeed trigger a session termination, the specification clearly teaches some that do. So long as there exists some unload event that does, in fact, cause a termination event, then the claim is proper. It is of no consequence that some may not trigger such events. The applicant need not claim embodiments wherein such a termination may not occur. It is respectfully submitted that these claims, and their progeny, are proper under § 112.

In accordance with the afore-noted amendments and comments, it is submitted that non-art rejections are addressed, and all claims are in condition for allowance. No art having been applied, an early allowance of all claims is respectfully requested.

If there are any fees necessitated by the foregoing communication, the Commissioner is hereby authorized to charge such fees to our Deposit Account No. 50-0902, referencing our Docket No. 66329/31260.

Respectfully submitted,

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